

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

RANDY MAESTAS.

**Plaintiff,**

V<sub>a</sub>

SAC. COUNTY JAIL, *et al.*,

## Defendants.

Case No. 2:21-cv-00665-JDP (PC)

ORDER DIRECTING PLAINTIFF TO  
SUBMIT A COMPLETE IN FORMA  
PAUPERIS APPLICATION AND INMATE  
TRUST ACCOUNT STATEMENT

## Defendants.

17 Plaintiff, a county inmate proceeding without counsel, has filed a civil rights action  
18 pursuant to 42 U.S.C. § 1983. On April 19, 2021, plaintiff was directed to either pay the filing  
19 fee or submit an application to proceed *in forma pauperis*. Plaintiff has submitted a request for  
20 leave to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. However, the certificate  
21 portion of the request, which must be completed by plaintiff's institution of incarceration, has not  
22 been filled out. Also, plaintiff has not filed a certified copy of his inmate trust account statement  
23 for the six-month period immediately preceding the filing of the complaint. *See* 28 U.S.C.  
24 § 1915(a)(2). Plaintiff will be provided the opportunity to submit a completed *in forma pauperis*  
25 application and a certified copy in support of his application.

26 ||| In accordance with the above, it is hereby ORDERED that:

27       1. Plaintiff's motion to proceed *in forma pauperis*, ECF No. 5, is denied without  
28 prejudice.

1                   2. The Clerk of the Court is directed to send plaintiff a new Application to Proceed In  
2 Forma Pauperis By a Prisoner.

3                   3. Plaintiff shall submit, within thirty days from the date of this order, a completed  
4 affidavit in support of his request to proceed *in forma pauperis* on the form provided by the Clerk  
5 of Court.

6                   4. Plaintiff shall submit, within thirty days from the date of this order, a certified copy of  
7 his inmate trust account statement for the six-month period immediately preceding the filing of  
8 the complaint. Plaintiff's failure to comply with this order will result in a recommendation that  
9 this action be dismissed without prejudice.

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11 IT IS SO ORDERED.

12 Dated: May 11, 2021

13                     
14 JEREMY D. PETERSON  
15 UNITED STATES MAGISTRATE JUDGE

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